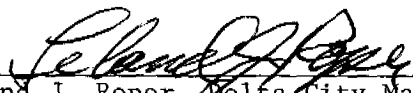


Mayor Roper asked if there was any further discussion of business or comments, there being none, Councilman Bird MOVED the meeting be adjourned, MOTION SECONDED by Councilman Bennett. Meeting adjourned at 10:35 p.m.

  
Leland J. Roper, Delta City Mayor

  
Dorothy Jeffery, Delta City Recorder

MINUTES OF A REGULAR COUNCIL MEETING HELD MAY 11, 1981.

PRESENT:

Leland J. Roper	Mayor and presiding
Willis Morrison	Councilman
Don Bird	Councilman
Thomas Callister	Councilman
Cecil Losee	Councilman
Max Bennett	Councilman

ABSENT:

None

OTHERS PRESENT:

Neil Forster	City Superintendent
Ray Valdez	City Building Inspector
Warren Peterson	City Attorney
Jay Covington	BYU Student
Dorothy Jeffery	City Recorder
John Quick	Bush and Gudgeon Engineers
Roger Stowell	IPP Representative
Steve Young	MICA

Mayor Roper, being present, called the meeting to order at 8:00 p.m.  
Dorothy Jeffery, being present, acted as secretary.

Mayor Roper stated the meeting was a regularly called council meeting and that notice of the time, place and agenda of the meeting had been posted at the principle office of the governing body and had been provided the Millard County Chronicle, the Millard County Gazette and the local radio station KNAK and to each member of the governing body by mailing copies of the Notice and Agenda two (2) days before to each of them.

BROWN AND GARRETT - PLANNING/ZONING ANNEXATION CERTIFICATION

Mayor Roper read the following letter dated February 12, 1981 from the Planning/Zoning Committee:

Dear City Council:

By a unanimous vote at the Planning and Zoning Meeting held Wednesday February 11, 1981 the Planning and Zoning Committee recommended that the Delta City Council accept the petition of Brown, Garrett and Myers Enterprises for annexation into the existing boundaries of Delta, Utah the Quinn Sheppard Property consisting of 10 acres, bordering 350 East, contiguous with Delta City on the South and in the amount of 330 feet, subject to review by the City Attorney to make sure all the requirements are contained therein.

Sincerely,

Don Dafoe, Chairman of Planning/Zoning

Mayor Roper explained there were four (4) letters received by Council from Planning/Zoning Committee dated February 12, 1981, regarding annexation and that three (3) of the petitions have received council action, however, the above letter has to date not been presented to council for their recommendation, he then asked for council's comments and recommendations.

Councilman Callister questioned the peninsula's that are being proposed for annexation and voiced his concerns regarding the boundaries of the Delta City Limits.

Councilman Morrison commented on the Planning/Zoning recommendation of a proposed island of high density development in the center of a residential area.

Council was also concerned about the additional amount of sewage the proposed development would add to left station C.

Attorney Peterson recommended a Delta City Annexation Procedure be followed by each annexation petitioner.

There was a detailed discussion of the proposed annexation procedure.

Following the above discussion, Councilman Callister MOVED a moratorium be set on all future annexation petitions until such time as the Delta City Annexation Procedures are activated and in force, MOTION SECONDED by Councilman Morrison and received the unanimous affirmative vote of all councilmen present.

Following further discussion of the Brown, Garrett and Myers Petition, it was the opinion of the council that, due to the fact that the Planning/Zoning Committee had met with the above petitioners in February, council should act on their petition certification.

Councilman Morrison MOVED the council accept the letter of certification from the Planning/Zoning Committee and that a public hearing date would be established upon receipt from the petitioners of the following items:

- I. Determine whether property proposed for annexation meets annexation standards.
  - A. Obtain copy of the City Annexation Policy, including amendments.

- B. Review Utah statutory requirements (10-2-401, et seq, U.C.A. (1953), as amended.

If the property does not meet these standards, it will not qualify for annexation.

II. Annexation petition should include:

- A. Signatures representing request for annexation from a majority of the landowners in the proposed annexation area, including at least the owners of one third of the total assessed value of the land to be annexed.
- B. A legal description and accurate drawing of the property, to scale.
- C. A development plan, as required by the Policy Declaration for Annexation, as amended.

III. Submit the petition, including legal description, drawing and development plan, along with the required administrative fee, to Delta City. The fee should be paid to the City Treasurer.

The petition should be submitted to the City Public Works Director or the City Administrator.

IV. The following City departments will be required to review the petition and give written comments on the petition prior to the public hearing:

- A. Public Works Director  
B. City Engineer  
C. City Planner  
D. City Administrator  
E. City Attorney

Councilman Morrison's motion was SECONDED by Councilman Bennett, Mayor Roper called for a vote on the motion, voting was as follows:

Councilman Losee	Yea
Councilman Bennett	Yea
Councilman Callister	Yea
Councilman Morrison	Yea
Councilman Bird	Nay

The motion carried with the majority voting yea.

DISCUSSION OF ENGINEERING FOR DELTA CITY

Mayor Roper stated the next item on the agenda was the engineering for Delta City which only included the monumentation and elevation survey.

John Quick, Engineer for Bush and Gudgeon, gave an update on the status of the agreement between Bush and Gudgeon and P and E Engineering, this was followed by a general discussion by Council of the survey. There was some question as to the value of the aerial photo portion of the survey. Funding for the project was also discussed and the portion Delta City will have to pay for the survey.

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It was the opinion of the council the aerial photo was necessary and that Bush and Gudgell, Delta City Engineers, would have the final review of the engineering work prior to presenting it to the city.

Councilman Bird MOVED the Bush and Gudgell and P and E Engineering work together on the survey and complete it as soon as possible subject to the funding by C.I.B. Grant of \$65,000.00, MOTION SECONDED by Councilman Bennett, motion carried.

OTHER BUSINESS DISCUSSED

Mayor Roper informed council that Mr. Walt Wright has requested a speed limit sign down by his property and ask Councilman Callister to research the problem and report back to council.

Mayor Roper requested council approval allowing him to get an advisory committee to study the pro's and con's of a franchise tax for Delta City. Council agreed to allow the Mayor's request.

Mayor Roper told council the budget would be ready for council review at the next council meeting.

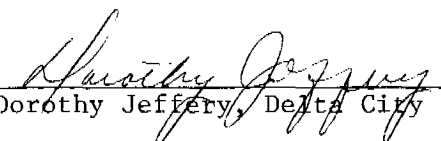
Councilman Morrison requested council to consider some change in the way the irrigation department budget was figured and perhaps a portion of the budget could be put in a drainage department.

There was some question on the business license sold to Brent Rogers for Jeans Unlimited. The required restrooms were not completed prior to the issuance of the business license.

It was determined by council that a final inspection of any new business must be made prior to a business license being issued. The responsibility for the final approval of the business license will be made by the City Administrator.

Mayor Roper asked if there was any further business or comments, there being none, Councilman Callister MOVED the meeting be adjourned, MOTION SECONDED by Councilman Bird. Meeting adjourned at 9:45 p.m.

  
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Leland J. Roper, Mayor

  
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Dorothy Jeffery, Delta City Recorder